STATE OF NEVADA

C.J. MANTHE Director

BARBARA D. RICHARDSON

Commissioner



DEPARTMENT OF BUSINESS AND INDUSTRY DIVISION OF INSURANCE

1818 East College Pkwy., Suite 103 Carson City, Nevada 89706 (775) 687-0700 • Fax (775) 687-0787

> Website: doi.nv.gov E-mail: <u>insinfo@doi.nv.gov</u>

October 31, 2017

A PLUS AUTO WARRANTY P.O. Box 660675, #31403 Dallas, TX 75266-0675 SENT VIA CERTIFIED MAIL: 7017 1070 0000 8962 7896

Re:

Order to Cease and Desist the Solicitation and Sale of Service Contracts in Nevada

Cause No. 17.0499

To Whom It May Concern:

A Plus Auto Warranty ("A Plus") has solicited the sale of service contracts in the State of Nevada through the use of the United States Postal Service and the internet. It is unlawful for an entity to sell or offer for sale service contracts in Nevada without first being registered with the Nevada Division of Insurance. NRS 690C.150. If A Plus wishes to do business in Nevada it must submit an application for registration within 45 days of the date of this letter. In the meantime, A Plus must immediately cease soliciting and selling service contracts in Nevada pursuant to the enclosed Cease and Desist Order issued by the Nevada Commissioner of Insurance.

A Plus' application for registration is not a substitute for the other requirements listed in the enclosed Order. A Plus must still submit a complete list, including names and contact information, of those Nevadans who have purchased a service contract, and provide an immediate disclaimer on its website, social media accounts and other marketing materials, announcing that A Plus' service contracts are not available in Nevada.

Please note that compliance with the directives in this letter and the Order to Cease and Desist do not guarantee that A Plus will receive a certificate of registration after applying for the same. Additionally, having solicited and sold service contracts in Nevada without proper registration will subject A Plus to administrative penalties and fines.

Very Truly Yours,

DAVID R. HALL, ESQ.

Insurance Counsel

Enclosure

STATE OF NEVADA DEPARTMENT OF BUSINESS AND INDUSTRY DIVISION OF INSURANCE



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IN THE MATTER OF

CAUSE NO. 17.0499

A PLUS AUTO WARRANTY,

Respondent.

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ORDER TO CEASE AND DESIST

The State of Nevada, Department of Business and Industry, Division of Insurance ("Division") sends greetings to:

A PLUS AUTO WARRANTY P.O. Box 660675 #31403 Dallas, TX 75266-0675 Aplusautowarranty.com

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It is unlawful for corporations and/or persons to provide, issue, sell, or offer for sale, service contracts within the State of Nevada without first obtaining a proper certificate of registration from the Division pursuant to Chapter 690C of the Nevada Revised Statutes ("NRS"). NRS 690C.150. The Commissioner of Insurance ("Commissioner") has exclusive jurisdiction to regulate, enforce or effect full compliance with regard to the insurance code of the State of Nevada, including NRS Chapter 690C. NRS 679B.120 and NRS 679B.130.

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The Division has received and verified, credible information that A PLUS AUTO WARRANTY ("A PLUS") has provided, issued, sold, or offered for sale, service contracts within the State of Nevada through the use of email and the website aplusautowarranty.com without first obtaining a proper certificate of registration pursuant to NRS 690C.150. See Exhibits A and B.

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WHEREAS, A PLUS' conduct is injurious to the rights and interests of the public or policyholders in Nevada, and emergency action is imperatively required.

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WHEREAS, A PLUS may request a hearing regarding the instant Order in accordance with the provisions of NRS 679B.310.

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NOW, THEREFORE, PURSUANT TO NRS 679B.120 and 679B.140, A PLUS IS HEREBY ORDERED TO IMMEDIATELY CEASE AND DESIST FROM PROVIDING, ISSUING, SELLING, OR OFFERING FOR SALE, SERVICE CONTRACTS WITHIN THE STATE OF NEVADA.

IT IS FURTHER HEREBY ORDERED THAT A PLUS SHALL, within fifteen (15) days of receipt of this order, furnish to the Division a complete listing, including contact information, of all Nevada residents who have purchased any service contract, insurance or insurance-related product from A PLUS.

IT IS FURTHER HEREBY ORDERED THAT A PLUS SHALL ADMINISTER the service contracts existing in the State of Nevada and pay all legitimate claims now owing, and shall work with the Division to resolve any existing or future consumer complaints.

IT IS FURTHER HEREBY ORDERED THAT A PLUS SHALL immediately provide a disclaimer and/or disclosure on its internet website, marketing materials, written communications and through oral communication, indicating that its service contracts and any other services are not available to persons or entities in the State of Nevada.

FURTHER, A PLUS IS HEREBY NOTIFIED that the Commissioner may, after notice and opportunity to be heard, impose all of the following administrative fines:

- NRS 690C.120(1)(b), NRS 679B.185(1), fines of \$10,000 for each act or violation;
- NRS 690C.330, fines of \$10,000 for similar violations;
- NRS 690C.120(1)(f), NRS 686A.030, NRS 686A.183(1)(a), fines of \$5,000 per violation;
- NRS 690C.120(1)(f), NRS 686A.040, NRS 686A.183(1)(a), fines of \$5,000 per violation.

FURTHER, A PLUS IS HEREBY NOTIFIED that if A PLUS has information that will alter this Cease and Desist Order, or if it has any questions regarding this matter, it may contact David Hall, Insurance Counsel, at 1818 East College Pkwy., Suite 103, Carson City, Nevada 89706; by telephone, (775) 687-0708; or by email, dhall@doi.nv.gov.

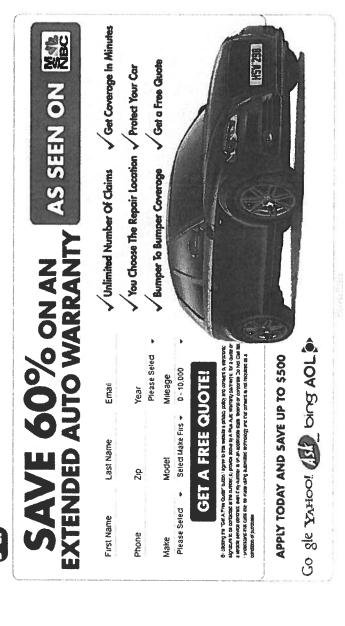
IT IS SO ORDERED this ______ day of October, 2017.

BARBARA D. RICHARDSON Commissioner of Insurance

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Peggy Willard-Ross

From:

aplusaut@buri.co oh behalf of A Plus Auto Warranty <aplusauto@buri.co>

Sent:

Tuesday, February 07, 2017 4:56 PM

To:

Peggy Willard-Ross

Subject:

Have US cover your next repair bill! Click Below.

Never Pay for Car Repairs Ever Again - Click Here



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If you'd prefer to discontinue via mail request, please send to:

A Plus Auto Warranty P.O. Box 660675 #31403 Dallas, TX 75266-0675